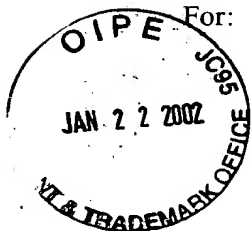


**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of )  
)  
TONY F. CRUZ, et al. ) Group Art Unit: 1653  
)  
Application No.: 09/978,309 ) Examiner: Unassigned  
)  
Filed: October 15, 2001 )  
)  
For: COMPOSITIONS AND METHODS FOR )  
TREATING CELLULAR RESPONSE )  
TO INJURY AND OTHER )  
PROLIFERATING CELL DISORDERS )  
REGULATED BY HYALADHERIN )  
AND HYALURONANS )



**TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION**

**BOX: MISSING PART**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In complete response to the Notice to File Missing Parts of Application Under 37 C.F.R.  
§ 1.53(b) dated November 19, 2001 enclosed please find:

- ☒ a Combined Declaration and Power of Attorney signed by the inventor(s)
- ☐ a Request for Refund;
- ☐ a Petition for Extension of Time;
- ☐ a verified English translation of the Application, and the \$130.00 (139) fee as set forth in 37 C.F.R. § 1.17(k);
- ☐ an Assignment document and a separate check for the \$40.00 (581) Assignment recordation fee;
- ☐ drawings for publication;
- ☒ other Copy of Notice to File Missing Parts of Nonprovisional Application;  
Acknowledgment Postcard
- ☒ a check in the amount of \$ 888.00 for the fee due for filing fees, missing parts, and late declaration fees; and

Transmittal Letter for Missing Parts of Application

Attorney's Docket No. 033352-010

Application No. 09/978,309

Page 2

- ☒ Small entity status is hereby claimed.
- ☒ Preliminary Amendment
- ☒ Sequence listing comprising 32 pages, computer readable form of Sequence Listing on diskette, and Declaration Pursuant to 37 CFR Sec. 1.821 - 1.825.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(650) 622-2300

By:

*Mary Ann Dillahunty*

Mary Ann Dillahunty  
Registration No. 34,576

Date:

*January 17, 2002*



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/978,309	10/15/2001	Tony Cruz	033352-010

CONFIRMATION NO. 4565

## FORMALITIES LETTER



\*OC000000007091517\*

Mary Ann Dillahunty, Esq.  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, VA 22313-1404

01/25/2002 NHOHAMH1 00000052 09978309

01 FC:201	370.00 OP
02 FC:203	117.00 OP
03 FC:202	336.00 OP
04 FC:205	65.00 OP

Date Mailed: 11/19/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

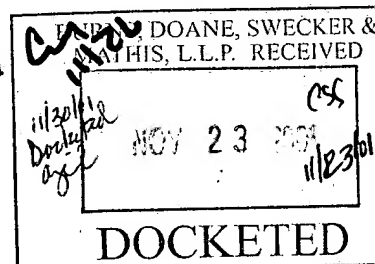
FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 370 to complete the basic filing fee for a small entity.*
- Total additional claim fee(s) for this application is \$453.
  - \$117 for 13 total claims over 20.
  - \$336 for 8 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 888.

*Donahue Ernst & Young*  
*Basic filing fee, extra claims fee, declaration*  
*Sequence listing due 1/19/02*



- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov



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*A copy of this notice MUST be returned with the reply.*

A handwritten signature in black ink, consisting of stylized, overlapping loops.

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE